

REMARKS

The Restriction Requirement “notified” October 2, 2007 presents four groups of claims as follows:

Group I - claims 9-10, drawn to a dielectric film comprising at least two metal oxide layers;

Group II - claims 11-13, drawn to a dielectric film comprising a transition metal oxide and a rare earth metal oxide;

Group III, claims 1-8, drawn to a method of forming a dielectric film comprising a metal oxide;

Group IV, claims 14-19, drawn to a dielectric film comprising a metal oxide layer and organic compound layer.

Applicants hereby elect the claims of Group III, claims 1-8, for prosecution in the present application. This election is made without traverse.

Favorable action on the merits of the present application is respectfully requested.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Mark J. Nuell (Reg. No. 36,623) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.14; particularly, extension of time fees.

Dated: November 8, 2007

Respectfully submitted,

By 
Mark J. Duell

Registration No.: 36,623

BIRCH, STEWART, KOLASCH & BIRCH, LLP

12770 High Bluff Drive – ste 260

San Diego, CA 92130

858-792-8855

Attorney for Applicant